

**SUPREME COURT MINUTES
WEDNESDAY, JANUARY 17, 2007
SAN FRANCISCO, CALIFORNIA**

S147980 F048767 Fifth Appellate District

**PEOPLE v. BROOKFIELD
(BYRON JEROME)**

Petition for review granted (criminal case)
Baxter, J., was recused and did not participate.
Votes: George, C. J., Kennard, Werdegarr, and Corrigan, JJ.
Moreno, J., was absent and did not participate.

S148463 F047448 Fifth Appellate District

**PEOPLE v. JONES (DANIEL
LAQUINN)**

Petition for review granted (criminal case)
Baxter, J., was recused and did not participate.
Votes: George, C. J., Kennard, Werdegarr, and Corrigan, JJ.
Moreno, J., was absent and did not participate.

S148568 B186996 Second Appellate District, Div. 5

**GUEYFFIER (CELINE) v. ANN
SUMMERS, LTD.**

Petition for review granted (civil case)
Votes: George, C. J., Baxter, Werdegarr, Chin, and Corrigan, JJ.
Moreno, J., was absent and did not participate.

S147190 B178246 Second Appellate District, Div. 3

**EDWARDS (RAYMOND) v.
ARTHUR ANDERSEN, LLP**

Issues ordered limited. In the matter of *Raymond Edwards II v. Arthur Andersen LLP* (S147190), review granted on November 29, 2006, the parties shall limit their briefing to the following issues: (1) To what extent does Business and Professions Code section 16600 prohibit employee noncompetition agreements; and (2) Does a contract provision releasing “any and all” claims encompass nonwaivable statutory protections, such as the employee indemnity protection of Labor Code section 2802? (See Cal. Rules of Court, rule 8.516(a)(1).)
Moreno, J., was absent and did not participate.

S147821 A111628 First Appellate District, Div. 4**PEOPLE v. CLEMONS (JOHN LEROY)**

Review granted/briefing deferred (8.512(d)(2) criminal case). Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Crandell*, S134883 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of this court.

Moreno, J., was absent and did not participate.

S141659**TAFOYA (TONY) ON H.C.**

OSC issued, returnable in Superior Court. The Director of the Department of Corrections and Rehabilitation is ordered to show cause before the Butte County Superior Court, when the matter is ordered on calendar, why petitioner is not entitled to the relief requested, as conceded by the Attorney General in his informal response filed with this court on November 29, 2006. The return is to be filed on or before February 16, 2006.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, and Corrigan, JJ.

Moreno, J., was absent and did not participate.

S147634 A114859 First Appellate District, Div. 3**BOLDEN (CLIFFORD STANLEY) v. S.C. (PEOPLE)**

Review granted; transferred to CA 1/3 to issue alt. writ

The Court of Appeal is further directed to issue an alternative writ directing the San Francisco Superior Court to reconsider its order denying petitioner's December 21, 2004, motion. The matter is transferred to the Court of Appeal, First Appellate District, Division Three, with directions to vacate its October 19, 2006, order denying the petition for writ of mandate. The Court of Appeal is further directed to issue an alternative writ directing the San Francisco Superior Court to reconsider its order denying petitioner's December 21, 2004, motion for postconviction discovery as it relates to page 328 of the prosecutor's handwritten notes in light of the standard enunciated in *People v. Memro* (1985) 38 Cal.3d 658, 677, that petitioner is entitled to discovery of any "unprivileged evidence or information that might lead to the discovery of evidence, if it appears reasonable that such knowledge will assist him in preparing his defense," or show cause why the discovery of page 328 should not be granted.

Votes: George, C. J., Kennard, Werdegar, and Chin, JJ.

Moreno, J., was absent and did not participate.

S148334 E039378 Fourth Appellate District, Div. 2 **PEOPLE v. SANDOVAL**
(MICHAEL SEAN)

Petition for review granted; transferred to CA 4/2

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and to reconsider the cause in light of *People v. Kelly* (2006) 40 Cal.4th 106.

Votes: George, C. J., Kennard, Baxter, Werdegare, Chin, and Corrigan, JJ.

Moreno, J., was absent and did not participate.

S146983 E037719 Fourth Appellate District, Div. 2 **PEOPLE v. LOMAS (JERRY**
JOSEPH)

Petition for review denied. Application to appear as counsel pro hac vice granted.

Moreno, J., was absent and did not participate.

S146993 C050508 Third Appellate District **PEOPLE v. JOHNSON, JR.**
(ARTIES)

Petition for review denied.

Moreno, J., was absent and did not participate.

S147281 B185757 Second Appellate District, Div. 3 **PEOPLE v. MOLINA**
(ANTELMO) **AYON)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S147387 E038342 Fourth Appellate District, Div. 2 **PEOPLE v. SCHYNIADER**
(MARIO)

Petition for review denied.

Moreno, J., was absent and did not participate.

S147485 G036145/G036627 Fourth Appellate District, Div. 3 **SWH CORPORATION v.**
SELECT INSURANCE
COMPANY

Petition for review & publication request denied. Request for judicial notice denied as moot.

The request for an order directing publication of the opinion is denied.

Moreno, J., was absent and did not participate.

- S147533** F047525 Fifth Appellate District **PEOPLE v. GRUBER (RICHARD WILMER)**
Petition for review & depublication request denied.
Moreno, J., was absent and did not participate.
- S147572** E041419 Fourth Appellate District, Div. 2 **LUCERO (MANUEL) ON H.C.**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S147598** G037533 Fourth Appellate District, Div. 3 **MADRID (DANNY) ON H.C.**
Petition for review denied.
Kennard, Werdegar, and Moreno, JJ., are of the opinion the petition should be granted.
- S147614** G035177 Fourth Appellate District, Div. 3 **PEOPLE v. CRUZ (ROBERTO CARLOS)**
Petitions for review denied.
Moreno, J., was absent and did not participate.
- S147629** H028971 Sixth Appellate District **PEOPLE v. HOOKS (MARCUS JAMES)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S147646** H027562 Sixth Appellate District **KAATZ (BENJAMIN) v. CITY OF SEASIDE**
Petitions for review denied. Request for judicial notice granted.
Moreno, J., was absent and did not participate.
- S147656** E037946 Fourth Appellate District, Div. 2 **PEOPLE v. FELLOWS (STERLING ASHLEY)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S147675** H028911 Sixth Appellate District **PEOPLE v. YOUNG, JR. (ALVERNON)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S147690 B181092 Second Appellate District, Div. 1

**PEOPLE v. HERRERA
(MICHEAL PETER)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S147703 D046701 Fourth Appellate District, Div. 1

**PEOPLE v. CROWDER
(LAMARR)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S147705 D046661 Fourth Appellate District, Div. 1

PEOPLE v. COWART (RICKY J.)

Petition for review denied.

Moreno, J., was absent and did not participate.

S147708 C050870 Third Appellate District

**PEOPLE v. SMITH (JAMES
STEVEN)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S147709 F051379 Fifth Appellate District

**COLEMAN (DAMIEN D.) ON
H.C.**

Petition for review denied.

Moreno, J., was absent and did not participate.

S147713 F051128 Fifth Appellate District

WILSON (LAMONTE) ON H.C.

Petition for review denied.

Moreno, J., was absent and did not participate.

S147727 E038044 Fourth Appellate District, Div. 2

**PEOPLE v. GARCIA (EDUARDO
SALAS)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S147729 B185379 Second Appellate District, Div. 2 **PEOPLE v. JENKINS (ADAM D.)**
Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Moreno, J., was absent and did not participate.

S147736 B193980 Second Appellate District, Div. 3 **CORONADO (ARMANDO) ON H.C.**

Petition for review denied.

Moreno, J., was absent and did not participate.

S147744 B187373 Second Appellate District, Div. 6 **PEOPLE v. LOPEZ (JUAN E.)**
Petition for review denied.

Moreno, J., was absent and did not participate.

S147745 E037965 Fourth Appellate District, Div. 2 **PEOPLE v. KEENE (BRIAN SCOTT)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S147746 C047514/C047770 Third Appellate District **PEOPLE v. PEETE (MELVIN JAMA)**

Petitions for review denied.

Moreno, J., was absent and did not participate.

S147754 E041533 Fourth Appellate District, Div. 2 **RIDER (LARRY) ON H.C.**
Petition for review denied.

Moreno, J., was absent and did not participate.

S147772 B186281 Second Appellate District, Div. 6 **PEOPLE v. HASS (KURT BLAIR)**
Petition for review denied.

Moreno, J., was absent and did not participate.

S147774 G037698 Fourth Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

**MENCHACA (STEPHEN) ON
H.C.**

S147780 C049367 Third Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. JONES (JOSEPH
LEE)**

S147790 C051500 Third Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. BURTON (CARLOS
CORTEZ)**

S147792 B170885 Second Appellate District, Div. 7

Petitions for review denied.

Moreno, J., was absent and did not participate.

PEOPLE v. ROMERO (JOHN)

S147797 C053865 Third Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**HUNT (RICHARD DEWAYNE)
ON H.C.**

S147798 B185095 Second Appellate District, Div. 6

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. WINFIELD (CALVIN
LEE)**

- S147802** B182608 Second Appellate District, Div. 3 **PEOPLE v. VEJAR (GEORGE)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S147823** G032770/G035971 Fourth Appellate District, Div. 3 **PEOPLE v. WATKINS (JOHN)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S147824** H029382 Sixth Appellate District **SAUERS (JAMES A.) ON H.C.**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S147832** B178704 Second Appellate District, Div. 1 **LIN (JUDY) v. BELL GARDENS BICYCLE CLUB, INC.**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S147836** G036954 Fourth Appellate District, Div. 3 **NAVARRO (ANTHONY) v. S.C. (PEOPLE)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S147844** E041183 Fourth Appellate District, Div. 2 **THOMAS (PAUL ALLEN) ON H.C.**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S147850** A115377 First Appellate District, Div. 3 **CORTINAS (JAVIER) ON H.C.**
Petition for review denied.
Moreno, J., was absent and did not participate.

S147855 H028698 Sixth Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. NICHOLSON
(AARON DARNELL)**

S147858 H030221 Sixth Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**NICHOLSON (AARON
DARNELL) ON H.C.**

S147863 H030729 Sixth Appellate District

Petition for review denied.

Corrigan, J., is of the opinion the petition should be granted.

Moreno, J., was absent and did not participate.

**CRABLE (DAMIEN) v. S.C.
(PEOPLE)**

S147869 F050745 Fifth Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

KANE (MORGAN) ON H.C.

S147890 D046148 Fourth Appellate District, Div. 1

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. LEWIS (SHAWN
LIONEL)**

S147894 F047375 Fifth Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**MAY (STEVEN) v. NINE PLUS
PROPERTIES**

S147897 A111667 First Appellate District, Div. 4

Petition for review denied.

Moreno, J., was absent and did not participate.

**WONG (ALAN K.) v. SAN
FRANCISCO BOARD OF
EDUCATION**

S147906 E038124 Fourth Appellate District, Div. 2

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. CARR (WALTER
BYRON)**

S147927 B184274 Second Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

**HEMADY (JANE) v. LONG
BEACH UNIFIED SCHOOL**

S147930 H030784 Sixth Appellate District

Petition for review denied. Request for judicial notice granted.

Moreno, J., was absent and did not participate.

**CADENA (GABRIEL) v. S.C.
(PEOPLE)**

S147951 B181229 Second Appellate District, Div. 3

Petition for review denied.

Kennard, J., is of the opinion the petition should be granted.

Moreno, J., was absent and did not participate.

**PEOPLE v. MCSHERRY
(LEONARD JAMES)**

S148007 E038156 Fourth Appellate District, Div. 2

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. KING (SCOTT
KAHALA)**

S148009

Petition for writ of mandate/prohibition denied. Requests for judicial notice granted.

Moreno, J., was absent and did not participate.

**DUCHARME (DONALD J.) v. CA
4/3 (JR CAPITAL GROUP)**

S148056 F048601 Fifth Appellate District

**PEOPLE v. PERRY (HEKIMA
TSHAMBI)**

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Baxter, J., was recused and did not participate.

Moreno, J., was absent and did not participate.

S148066 A115658/A103791 First Appellate District, Div. 3 **BROWN (DARRYL) ON H.C.**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148082 B182792 Second Appellate District, Div. 4

**PEOPLE v. GRANDE (ANTONIO
L.)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148085 A109660 First Appellate District, Div. 2

**NEWDOW (MICHAEL A.) v.
MILES (AUSTIN)**

Petition for review & publication request denied. Application to appear as counsel pro hac vice granted.

Moreno, J., was absent and did not participate.

S148110 E039796/E039935 Fourth Appellate District, Div. 2 **W. (TABITHA), IN RE**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148125 D048087 Fourth Appellate District, Div. 1

**SEVIER (JEFFERSON) v. S.C.
(PEOPLE)**

Petition for review denied.

Moreno, J., was absent and did not participate.

- S148181** B187992 Second Appellate District, Div. 4 **REGAN (MICHAEL) v. OFFICE OF ADMINISTRATIVE HEARINGS**
- Petition for review denied.
Moreno, J., was absent and did not participate.
- S148183** B194757 Second Appellate District, Div. 1 **MIDTOWNE SPA, INC. v. S.C. (COUNTY OF LOS ANGELES)**
- Petition for review and application for stay denied.
Moreno, J., was absent and did not participate.
- S148186** F051388 Fifth Appellate District **H. (RAYMOND), IN RE**
- Application to transfer and appoint counsel is denied.
Moreno, J., was absent and did not participate.
- S148196** D047727 Fourth Appellate District, Div. 1 **J. BECK, INC. v. STATE BOARD OF EQUALIZATION**
- Petition for review denied.
Moreno, J., was absent and did not participate.
- S148205** D047344 Fourth Appellate District, Div. 1 **RICHARDSON (JOHN), ESTATE OF**
- Petition for review denied. Request for judicial notice granted.
Moreno, J., was absent and did not participate.
- S148214** E037768 Fourth Appellate District, Div. 2 **PEOPLE v. GUTIERREZ (DORIAN LEE)**
- Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
Moreno, J., was absent and did not participate.

S148223 F049700 Fifth Appellate District

PEOPLE v. LAWSON (JOHN ANTHONY)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148252 B186455 Second Appellate District, Div. 5

PEOPLE v. HILL (NATHAN)

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law. The request for an order directing partial-publication of the opinion is denied.

Moreno, J., was absent and did not participate.

S148263 G036585 Fourth Appellate District, Div. 3

BOON (JOHN R.) v. ALKOSSER (DAVID)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148265 G035937 Fourth Appellate District, Div. 3

MAGGI (CARLOS) v. ALKOSSER (DAVID)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148274 F049384 Fifth Appellate District

PINEDA (CHARLES D.) v. NUGENT (ROBERT)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148279 G036793 Fourth Appellate District, Div. 3

BUKER (CRAIG) v. ALKOSSER (DAVID)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148280 B184259 Second Appellate District, Div. 8

PEOPLE v. VILLA (GUSTAVO)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148301 H030758 Sixth Appellate District

UVALLES (RAUL) ON H.C.

Petition for review denied.

Moreno, J., was absent and did not participate.

S148305 F050682 Fifth Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

Q. (ROSEMARIE), IN RE

S148308 C049473 Third Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

**SINGH (RAJ) v. U SAVE AUTO
RENTAL OF AMERICA, INC.**

S148317

Petition for writ of mandate/prohibition denied
Moreno, J., was absent and did not participate.

**TENG (CHIH HSIN) v. CA 4/3
(DEPARTMENT OF MOTOR
VEHICLES)**

S148328 G035993 Fourth Appellate District, Div. 3
Petition for review denied.
Moreno, J., was absent and did not participate.

**GUIRGUIS (EDMON AWAD) v.
DACEY (MEGAN E.)**

S148332 G037702 Fourth Appellate District, Div. 3
Petition for review denied.
Moreno, J., was absent and did not participate.

**NILSON (WALLACE) v. S.C.
(NILSON)**

S148342 A109288/A110061 First Appellate District, Div. 3

Petition for review denied.
Moreno, J., was absent and did not participate.

**MACY'S DEPARTMENT
STORES, INC. v. CITY AND
COUNTY OF SAN FRANCISCO**

S148353 B186734 Second Appellate District, Div. 7

**PEOPLE v. RAMIREZ (ANGEL
J.)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148354 B189545 Second Appellate District, Div. 4 **S. (K.), IN RE**
Petition for review denied.
Moreno, J., was absent and did not participate.

S148359 G036042 Fourth Appellate District, Div. 3 **GUNTHER (DAVID) v. LIN (JOHN)**
Petition for review & depublication request denied.
Moreno, J., was absent and did not participate.

S148373 F048677 Fifth Appellate District **PEOPLE v. RODRIGUEZ (JESUS ARMANDO)**
Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
Moreno, J., was absent and did not participate.

S148395 B187746 Second Appellate District, Div. 7 **PIROOZ (JOE) v. LONG BEACH CIVIL SERVICE COMMISSION**
Petition for review & publication request denied. The request for an order directing publication of the opinion is denied.
Moreno, J., was absent and did not participate.

S148412 D047740 Fourth Appellate District, Div. 1 **PEOPLE v. BOOTH (EDWARD)**
Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
Moreno, J., was absent and did not participate.

S148452 B189411 Second Appellate District, Div. 2 **PEOPLE v. ABARCA (JAIME EDUARDO)**

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Moreno, J., was absent and did not participate.

S148456 C050482 Third Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. FRANKIE (HARRY)

S148465 G036692 Fourth Appellate District, Div. 3
Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. GUZMAN
(MARCELO VIRGEN)**

S148467 C050401 Third Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. KRISKE (WILLIAM
ADAM)**

S148469 B189681 Second Appellate District, Div. 1
Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
Moreno, J., was absent and did not participate.

**PEOPLE v. RICHARDSON
(JOHNNY LEE)**

S148478 F049234 Fifth Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. KECHLOIAN
(JEREMY ISREAL)**

S148479 B182919 Second Appellate District, Div. 3
Petition for review denied.

**PEOPLE v. MENCHACA
(MICHAEL A.)**

Moreno, J., was absent and did not participate.

S148489 C049164 Third Appellate District

PEOPLE v. JONES (CLINT WILLIAM)

Petition for review denied. Request for judicial notice denied. (See Cal. Rules of Court, rule 8.504(d)(1), (e)(3).)

Moreno, J., was absent and did not participate.

S148503 B185948 Second Appellate District, Div. 7

PEOPLE v. HASSOUN (DENA SARAH)

Petitions for review denied

Moreno, J., was absent and did not participate.

S148511 G035634 Fourth Appellate District, Div. 3

PEOPLE v. GUERRERO (ELIEZER SCHWARTZ)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148514 B184012 Second Appellate District, Div. 5

FU (WARREN) v. LOS ANGELES M.T.A.

Petition for review denied.

Moreno, J., was absent and did not participate.

S148518 G035290 Fourth Appellate District, Div. 3

PEOPLE v. KENNEDY (KEVIN PATRICK)

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Moreno, J., was absent and did not participate.

S148519 A115813 First Appellate District, Div. 1

CROSS (NANCY JEWELL) v. S.C. (PEOPLE)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148520 B185620 Second Appellate District, Div. 6

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. MURRAY (GARY
MAURICE)**

S148521 B183628 Second Appellate District, Div. 6

INSURANCE

Petition for review denied.

Moreno, J., was absent and did not participate.

**METRIC CONSTRUCTION
COMPANY, INC. v. ALLIANZ
GLOBAL RISKS US
COMPANY**

S148522 H028871 Sixth Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**SHAHBAZI (MEHDI) v.
EQUILON ENTERPRISES**

S148525 B189660 Second Appellate District, Div. 5

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. INIGUEZ (JOSE
ALBERTO)**

S148527 B187331 Second Appellate District, Div. 1
(NARDELL)

Petition for review denied.

Moreno, J., was absent and did not participate.

PEOPLE v. CARTER

- S148530** A112946 First Appellate District, Div. 5 **PEOPLE v. TORRES (MAYNOR AMILTON)**
Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
Moreno, J., was absent and did not participate.
- S148532** B183614 Second Appellate District, Div. 4 **C. (EDGAR), IN RE**
Petition for review denied.
- S148533** A111335 First Appellate District, Div. 2 **HEFFEL (MADELEINE) v. PRESLEY HOMES, INC.**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S148539** E039964 Fourth Appellate District, Div. 2 **PEOPLE v. LUTE (CHRISTOPHER ROBERT)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S148545** B187960 Second Appellate District, Div. 1 **PEOPLE v. MCKAMIE (RONNIE CHARLES)**
Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
Moreno, J., was absent and did not participate.
- S148550** A110724 First Appellate District, Div. 4 **PEOPLE v. PEGRAM (MICHAEL FRANCIS)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S148552** F049587 Fifth Appellate District **PEOPLE v. BAXTER (STEVEN RAY)**

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Moreno, J., was absent and did not participate.

S148553 F048809 Fifth Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. REED (GARY ELL)

S148554 B189292 Second Appellate District, Div. 6
Petition for review denied.
Moreno, J., was absent and did not participate.

**HARTNETT (JOHN G.) v.
LANDICHO (OLIVIA)**

S148561 F048782 Fifth Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. ESPINOZA (JESSE
JESUS)**

S148566 B188148 Second Appellate District, Div. 4
Petition for review denied.
Moreno, J., was absent and did not participate.

**BRAZIL (MICKEY) v. VALLONE
(CATHERINE M.)**

S148569 B186584 Second Appellate District, Div. 1
Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
Moreno, J., was absent and did not participate.

PEOPLE v. HART (COREY)

S148570 F048224 Fifth Appellate District
Petition for review denied. Request for Judicial Notice granted.
Moreno, J., was absent and did not participate.

**CHURCH (JOHN) v. JAMISON
(DANIEL O.)**

S148571 B181934 Second Appellate District, Div. 2
IN
Petition for review denied.
Moreno, J., was absent and did not participate.

**SIDAROSS (MONIQUE S.) v.
PROFESSIONAL ENGINEERS
CALIFORNIA GOVERNMENT**

S148574 G036279 Fourth Appellate District, Div. 3

Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. GUERRERO (JAIME
LAMAS)**

S148576 A109145 First Appellate District, Div. 1

Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. HARRIS (MOISHE
BILMA)**

S148580 A115084 First Appellate District, Div. 1

Petition for writ of mandate/prohibition denied.
Moreno, J., was absent and did not participate.

**MOORE (EPHRIAM) v. CA 1/1
(ZURICH NORTH AMERICA
INSURANCE)**

S148582 B185398 Second Appellate District, Div. 8

Petition for review & depublication request denied.
Moreno, J., was absent and did not participate.

**COLLINS (DONNA) v. HERTZ
CORPORATION**

- S148588** B186596 Second Appellate District, Div. 1 **PEOPLE v. LEGRAS (WILLIAM FRANCIS)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S148596** B184093 Second Appellate District, Div. 1 **PEOPLE v. CARTER (NARDELL U.)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S148600** B189947 Second Appellate District, Div. 5 **KIM (RICHARD Y.) v. HAEDRICH (JOHN C.)**
Petition for review denied. Request for judicial notice denied.
Moreno, J., was absent and did not participate.
- S148603** F049004 Fifth Appellate District **PEOPLE v. SHUPP (SEAN DAVID)**
Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
Moreno, J., was absent and did not participate.
- S148607** A110924 First Appellate District, Div. 5 **PEOPLE v. GARCIA (MARCO)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S148610** H029809 Sixth Appellate District **PEOPLE v. HEREDIA (CARLOS ORTEGA)**
Petition for review denied.
Moreno, J., was absent and did not participate.
- S148617** G036804 First Appellate District, Div. 3 **B. (RUBY), IN RE**
Petition for review denied.
Moreno, J., was absent and did not participate.

S148620 A112536 First Appellate District, Div. 2

**AIR SYSTEMS ACQUISITION,
INC. v. GILBANE BUILDING**

CO.

Petition for review denied. Application to appear as counsel pro hac vice granted.
Moreno, J., was absent and did not participate.

S148631 F050315 Fifth Appellate District

R. (ABIGAIL), IN RE

Petition for review denied.

Moreno, J., was absent and did not participate.

S148637 F049772 Fifth Appellate District

**PEOPLE v. MULDREW (AARON
DERAY)**

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Moreno, J., was absent and did not participate.

S148638 F048502 Fifth Appellate District

**PEOPLE v. HERNANDEZ
(RAMON VEGA)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148639 G035401 Fourth Appellate District, Div. 3

**TOURINO (JOHNNY P.) v.
LAGUNA TERRACE PARK**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148642 E039055 Fourth Appellate District, Div. 2

**PEOPLE v. HEACOCK
(KENNETH RUSSELL)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148646 A115927 First Appellate District, Div. 2

CLAIBORNE (KEVIN) ON H.C.

Petition for review denied.

Moreno, J., was absent and did not participate.

S148648 B183821 Second Appellate District, Div. 8

Petition for review denied.
Moreno, J., was absent and did not participate.

**THE CADLE COMPANY v.
WORLD WIDE HOSPITALITY
FURNITURE, INC.**

S148649 E037587 Fourth Appellate District, Div. 2

Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. WIMBERLY
(STEVEN)**

S148651 G034707 Fourth Appellate District, Div. 3

Petition for review denied.
Moreno, J., was absent and did not participate.

**ESSLINGER (STEVEN W.) v.
CUMMINS (KENNETH J.)**

S148653 E039039 Fourth Appellate District, Div. 2

Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. TONGOLEI (HASI
LEMOTO)**

S148655 H029699 Sixth Appellate District

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
Moreno, J., was absent and did not participate.

**PEOPLE v. MOORE (CALVIN
LOVELLE)**

S148656 C049878 Third Appellate District

Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. CURTIS (JOHN
BENTON)**

S148666 H028963 Sixth Appellate District

**PEOPLE v. BROWN
(LAWRENCE SHAUNDAL)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148672 D048400 Fourth Appellate District, Div. 1

**PEOPLE v. SOTO (GUSTAVO
TORRES)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148679 A113014 First Appellate District, Div. 1

**PEOPLE v. AGUILAR
(ANTHONY)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148686 D047243 Fourth Appellate District, Div. 1

**PEOPLE v. GARCIA (RUBEN
SOLAREZ)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148694 D048298 Fourth Appellate District, Div. 1

**PEOPLE v. GOODEN
(CHRISTOPHER A.)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148696 D047108 Fourth Appellate District, Div. 1

**PEOPLE v. SIMMS (ROBERT
LEE)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148699 A109424 First Appellate District, Div. 5

**PEOPLE v. GAMBILL
(KARLENE ROSE)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148700 B190243 Second Appellate District, Div. 4

PEOPLE v. PEREZ (RAFAEL)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148707 F048600 Fifth Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. TAVAREZ (RUBEN)

S148708 A111683 First Appellate District, Div. 2

Petition for review denied.
Moreno, J., was absent and did not participate.

**LI (WAI-LING) v. TZORTZATOS
(MARIE-CLAIRE)**

S148714 C051524 Third Appellate District

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
Moreno, J., was absent and did not participate.

**PEOPLE v. ROBERTS (JAMES
PATRICK)**

S148720 F048315 Fifth Appellate District

Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. NESLER III
(WILLIAM AUGUSTUS)**

S148722 A113838 First Appellate District, Div. 4

Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. CAMPBELL
(MICHAEL)**

S148725 F049477 Fifth Appellate District

**PEOPLE v. HERNANDEZ
(ENRIQUE RODRIGUEZ)**

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Moreno, J., was absent and did not participate.

S148729 A110857 First Appellate District, Div. 4

**OTTOVICH (MARK) v. CITY OF
FREMONT**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148732 B182682 Second Appellate District, Div. 6

**PEOPLE v. SORIA (FEDERICO
HERNANDEZ)**

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Moreno, J., was absent and did not participate.

S148735 B194911 Second Appellate District, Div. 1

**ADELMAN (ANDREW A.) v. S.C.
(HORWITZ)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148741 B188362 Second Appellate District, Div. 5

PEOPLE v. GUILLEN (HERMES)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148744 F048162 Fifth Appellate District

PEOPLE v. GAETA (RUBEN)

Petition for review denied.

S148747 B183511 Second Appellate District, Div. 1

**LINES-WALDREP (DORENE) v.
LOS ANGELES UNIFIED
SCHOOL DISTRICT**

Petition for review & publication request denied.
Moreno, J., was absent and did not participate.

S148752 F049102 Fifth Appellate District

Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. DAILEY (GREGORY ALLEN)

S148754 H028518 Sixth Appellate District

Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. PALMER (WILL)

S148759 C049617 Third Appellate District

Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. WEVER (KENNETH L.)

S148764 B189732 Second Appellate District, Div. 6

Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. PEREZ (GABRIEL)

S148768 B187915 Second Appellate District, Div. 5

Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. McVAY (DARRON)

S148782 A115928 First Appellate District, Div. 3

Petition for review denied.
Moreno, J., was absent and did not participate.

PERKINS (KENNETH WARREN) ON H.C.

S148785 C051774 Third Appellate District

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of

PEOPLE v. MUNOZ (JOSE REMEDIOS)

Blakely v. Washington (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Moreno, J., was absent and did not participate.

S148790 H029172 Sixth Appellate District

PEOPLE v. ESPINOZA (BENNY ALONZO)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148791 F049652 Fifth Appellate District

M. (D.), IN RE

Petition for review denied.

Moreno, J., was absent and did not participate.

S148797 C052393 Third Appellate District

PEOPLE v. BATES (DAVID RICHARD)

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Moreno, J., was absent and did not participate.

S148800 A115438 First Appellate District, Div. 2

JOHNSON (SHARON) v. W.C.A.B. (SWISSPORT NORTH AMERICA, INC.)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148804 A108087 First Appellate District, Div. 2

PEOPLE v. WADSWORTH (ANDREW)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148813 H029683 Sixth Appellate District
(FIDEL

PEOPLE v. HERNANDEZ CUEVAS)

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of

Blakely v. Washington (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

Moreno, J., was absent and did not participate.

S148814 B185917 Second Appellate District, Div. 8

**PEOPLE v. SIMS (JERMAINE
LAMARPOUNCEY)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148820 B154292 Second Appellate District, Div. 6

PEOPLE v. POTTS (TYRUS C.)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148830 D047060 Fourth Appellate District, Div. 1

**PEOPLE v. MCBRIDE (ERNEST
JAMES)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148839 H029484 Sixth Appellate District

**ANDERSEN (SOREN) v. YOUNG
(MAIA)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148842 B187556 Second Appellate District, Div. 5

**PEOPLE v. TRESVANT (RANDY
HAYNES)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148877 F051669 Fifth Appellate District

**SMITH III (ROBERT P.) v. S.C.
(STATE OF CALIFORNIA)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148879 D048723 Fourth Appellate District, Div. 1

T. (E), IN RE

Petition for review denied.

Moreno, J., was absent and did not participate.

S139654

**BARRETTO (OSCAR
ANTHONY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S140940

JAMES (MICHAEL D.) ON H.C.

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S141049

JAMES (MICHAEL D.) ON H.C.

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S141579

TAFOYA (RAYMOND) ON H.C.

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921.)

Moreno, J., was absent and did not participate.

S142051

**COOPER (PETER GEORGE) ON
H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S142777**BORQUEZ (TONY C.) ON H.C.**

Petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709.)

Moreno, J., was absent and did not participate.

S143032**MARCUS (RALPH ALBERT) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143089**CAMPBELL (CHRISTOPHER ON H.C.)**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143111**LICEA (CESAR RUBEN) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S143190**BROOKS (ERNEST J.) ON H.C.**

Petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756.)

Moreno, J., was absent and did not participate.

S143349**GRECU (DAVID) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143637

B189199 Second Appellate District, Div. 8

CASTILLO (JESUS GARCIA) ON H.C.

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Moreno, J., was absent and did not participate.

S143678**MCCOWEN (MARCIL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709.)

Moreno, J., was absent and did not participate.

S143707**RIPLEY (ROBERT SCOTT) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143738**USHER (NATHANIEL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S143751**GREGORY (MICHAEL K.) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143776**JACKSON (JAMES ANTHONY) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143781**MARTINEZ (THOMAS) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218.)

Moreno, J., was absent and did not participate.

S143784**GONZALEZ (GABRIEL) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143808**DAVIS (GARRY MAURICE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

Moreno, J., was absent and did not participate.

S143816**DAVIS (MAURICE) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143821**CRAMER (BILLY E.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Moreno, J., was absent and did not participate.

S143824**GARIBAY (RAUL A.) ON H.C.**

Petition for writ of habeas corpus denied. *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S143829**RODRIGUEZ (SHAWN) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143858**RAMIREZ (FRANCISCO J.) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143902**PAREDES (DEBRA DENISE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S143910

C052584 Third Appellate District

PENILTON (WILLIE B.) ON H.C.

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)
Moreno, J., was absent and did not participate.

S143911

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**RODRIGUEZ (JOHNNY) ON
H.C.****S143912**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

CASTRO (STEVEN) ON H.C.**S143914**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
Moreno, J., was absent and did not participate.

WILLIAMS (MARVIN) ON H.C.**S143917**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

DELGADO (DANIEL) ON H.C.**S143921**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
Moreno, J., was absent and did not participate.

NEAL (FREDDIE) ON H.C.**S143931**

ON
Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**WASHINGTON (TOROMI R.)
H.C.**

S143940**JOHNSON (TYRONE DANIEL)
ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S143949**BIANCHI (KENNETH) ON H.C.**

Petition for writ of habeas corpus denied.

George, C. J., was recused and did not participate.

Moreno, J., was absent and did not participate.

S143952**MONTES (RAUL) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143956**VERBOS (MICKEY) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143957**FRYE (KARLOS L.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756.)

Moreno, J., was absent and did not participate.

S143961**CARROLL (CASEY O.) ON H.C.**

Petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S143965**KINCAID (DERON PIERRE) ON
H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S143978

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**RODRIGUEZ (JORGE
ALBERTO) ON H.C.****S144035**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**HERNANDEZ (DANIEL L.) ON
H.C.****S144085**

Petition for writ of habeas corpus denied. (See *In re Dixon* (1953) 41 Cal.2d 756.)
Moreno, J., was absent and did not participate.

RELIFORD (HUE VAN) ON H.C.**S144086**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

CHAND (SURYA) ON H.C.**S144089**

Petition for writ of habeas corpus denied. (See *In re Miller* (1941) 17 Cal.2d 734.)
Moreno, J., was absent and did not participate.

RODRIGUEZ (SHAWN) ON H.C.**S144095**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**GIOVINCO (FRANK LORENZO)
ON H.C.****S144096**

Petition for writ of habeas corpus denied. (See *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Moreno, J., was absent and did not participate.

QUINTON (ERIC E.) ON H.C.

S144106**AYON (JOSE A.) ON H.C.**Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S144114**TURNER (ERNEST) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144119**EDWARDS (JAMES LAMONE)**Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S144124**POPE (ANTHONY) ON H.C.**Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S144172**OLIVEREZ (LOUIS) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144174**GRANTHAM (TONY SCOTT)
ON
H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144180**MELLENDEZ (MARIO) ON H.C.**Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709; *In re Waltreus* (1965) 62 Cal.2d 218.)

Moreno, J., was absent and did not participate.

S144184**WATKINS (DAVID) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144191**WILLIE (JOHNNY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S144192**WORTHAM (FREDDIE) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144195**JOHNSON (BILLY RAY) ON****H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144197**ESTALA (FRANCISCO) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S144200**MIDDLETON (RUSSELL) ON****H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144202**WILDEE (BERNARD L.) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144214**OROZCO (ANTANCIO) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756.)

Moreno, J., was absent and did not participate.

S144218
H.C.

WILLSON (RODNEY A.) ON

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Moreno, J., was absent and did not participate.

S144222

MCCULLOUGH (DWIGHT D.)
ON H.C.

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Dixon* (1953) 41 Cal.2d 756.)
Moreno, J., was absent and did not participate.

S144228

WILLIAMS (JOHN WESLEY)
ON H.C.

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144234

JONES (EDWIN) ON H.C.

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756; *In re Waltreus* (1965) 62 Cal.2d 218.)
Moreno, J., was absent and did not participate.

S144237

CLARK (MICHAEL SAMUEL)
ON H.C.

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)
Moreno, J., was absent and did not participate.

S144239

HILL (MILTON EARL) ON H.C.

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)
Moreno, J., was absent and did not participate.

S144241

CURTIS (KENNETH C.) ON H.C.

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, *In re Dixon* (1953) 41 Cal.2d 756; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Moreno, J., was absent and did not participate.

S144252

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**MENEFIELD (JAMES F.) ON
H.C.****S144256**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

EVANS (JAMES LEE) ON H.C.**S144257**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)
Moreno, J., was absent and did not participate.

**LEE (FRANK WILLIAM) ON
H.C.****S144258**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**GALVAN (NOEL PONCE) ON
H.C.****S144259**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

JACKSON (KENNETH) ON H.C.**S144262**

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Moreno, J., was absent and did not participate.

CADENA (MARTIN) ON H.C.**S144263**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

HODGE (MARK) ON H.C.

S144274**LEIJA (LUIS HERRERA) ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144279**BLACKWELL (RODNEY KARL) ON H.C.**

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709; *In re Clark* (1993) 5 Cal.4th 750.)
Moreno, J., was absent and did not participate.

S144280**HULL (ROBIE) ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144284**BALLARD (SHAWN) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)
Moreno, J., was absent and did not participate.

S144288**WALKER (DESMOND DOMINIC) ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144289**CUBIAS (AMADEO) ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144291**SMITH (SHANNON) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
Moreno, J., was absent and did not participate.

S144302**WHITE (GREGORY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dixon* (1953) 41 Cal.2d 756.)
Moreno, J., was absent and did not participate.

S144305**ESQUIVIAS (JORGE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)
Moreno, J., was absent and did not participate.

S144308**MOORE (DWAIN DARIUS) ON
H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144319**GARCIA (APOLINAR) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734.)
Moreno, J., was absent and did not participate.

S144339**MARTIN (RICHARD
EARLANDO) ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144340**GALLANT (GERARD J.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Moreno, J., was absent and did not participate.

S144342**JONES (MARC ANTHONY) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Moreno, J., was absent and did not participate.

S144343**MARTIN (DAVID LEE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S144345

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

MONTANO (HUGO B.) ON H.C.**S144346**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

BURKE (JOHN STANDISH) ON H.C.**S144366**

Petition for writ of habeas corpus denied. (See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709.)

Moreno, J., was absent and did not participate.

MARTIN (GAREY) ON H.C.**S144374**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

Moreno, J., was absent and did not participate.

TORREZ (DAVID) ON H.C.**S144377**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

RIVERS (DESINIQUE) ON H.C.**S144385**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

PHILLIPS (DONALD GENE) ON H.C.**S144386****ORTESIA (STEVE MARK) ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144390

**BRIONES (JESUS CARLOS) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734.)
Moreno, J., was absent and did not participate.

S144406

CLARK (MELVIN) ON H.C

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)
Moreno, J., was absent and did not participate.

S144412

**MCDONALD (EDWARD) ON
H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144427

**CALDWELL (DAMON) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)
Moreno, J., was absent and did not participate.

S144441

LAMONS (JONATHAN) ON H.C.

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144443**GAINES (THURMAN) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

Moreno, J., was absent and did not participate.

S144445**TEAHAN (PAUL MICHAEL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S144447**FRIZE (MICHAEL SCOTT) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S144454**VIDAL (RAUL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S144457**ANDERSON (JOHN C.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S144459**WALLACH (JOEL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S144488**MORROW (JAMES) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756; *In re Miller* (1941) 17 Cal.2d 734.)

Moreno, J., was absent and did not participate.

S144499**ROBINSON (ADAM R.) ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144500**WILLIAMS (ROLAND R.) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756.)
Moreno, J., was absent and did not participate.

S144502**JOHNSON (KEVIN LORENZO)
ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474, *In re Dixon* (1953) 41 Cal.2d 756.)
Moreno, J., was absent and did not participate.

S144505**HERNANDEZ (MARTIN) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
Moreno, J., was absent and did not participate.

S144506**TRUJILLO (ZACHARY) ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144521**HARRISON (CARL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)
Moreno, J., was absent and did not participate.

S144532**WRIGHT (DONALD RAY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S144535**LAL (AZHAR) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S144539**RODRIGUEZ (VICTOR) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

Moreno, J., was absent and did not participate.

S144544**KUCHARSKI (GLENN) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144562**MCCLELLAN (DEON) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144569**MORGAN (TYRONE) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144632**WALLACH (JOEL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

Moreno, J., was absent and did not participate.

S145792**BOYDSTON (TERRANCE) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Moreno, J., was absent and did not participate.

S147245**WILLIAMS (JOHN WESLEY)
ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S147246**WILLIAMS (JOHN WESLEY)
ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S147356**BRIONES (JESUS CARLOS) ON
H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S147451**BECERRA (SANTIAGO) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S147620**WILLIAMS (BRIAND R.B.) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

Moreno, J., was absent and did not participate.

S147815**WALLACH (JOEL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S148027**METCALF (CURTIS) ON H.C.**

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756.)

Moreno, J., was absent and did not participate.

S148163

**YOCOM (MICHAEL) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

Moreno, J., was absent and did not participate.

S148167

**MUHAMMAD (SHAKA
SENEGAL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

Moreno, J., was absent and did not participate.

S148172

**AYALA-SANCHEZ (JUAN
CARLOS) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Wessley W.* (1981) 125 Cal.App.3d 240, 246; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Moreno, J., was absent and did not participate.

S148185

**HERNANDEZ (HENRY
AUGAYO) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Moreno, J., was absent and did not participate.

S148386

**BRIDGEWATER (KEITH R.) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Miller* (1941) 17 Cal.2d 734, *In re Robbins* (1998) 18 Cal.4th 770, 780, *In re Clark* (1993) 5 Cal.4th 750, *In re Dexter* (1979) 25 Cal.3d 921, *In re Waltreus* (1965) 62 Cal.2d 218.)

Moreno, J., was absent and did not participate.

S148405

ON

**WASHINGTON (RODERICK)
H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S148406

ON

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

WASHINGTON (RODERICK)

H.C.

S148435

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

MILLER (MARION F.) ON H.C.

S148516

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

BASQUE (ROBERT) ON H.C.

S148683

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

Moreno, J., was absent and did not participate.

THOMPSON (LINDBERG) ON

H.C.

S148771

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

PRATT (TED D.) ON H.C.

S148772

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

CRUZ (GREGORIO) ON H.C.

S148792**PRATT (TED D.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S148838**STEAD (LAWRENCE T.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dixon* (1953) 41 Cal.2d 756.)

Moreno, J., was absent and did not participate.

S148844**COOK (DONALD L.) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S148854**SMITH (LEROY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

Moreno, J., was absent and did not participate.

S148935**WESBECHER (PAUL A.) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S148979**DAVIDSON (GERALD LACEY) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S149066**SMITH (RANDY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

Moreno, J., was absent and did not participate.

S149072

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S149130

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S147877 F051106 Fifth Appellate District

Publication request denied (case closed).
Moreno, J., was absent and did not participate.

S147925 B191071 Second Appellate District, Div. 5

Publication request denied (case closed).
Moreno, J., was absent and did not participate.

S148143 B176377 Second Appellate District, Div. 1

Depublication request denied (case closed).
Moreno, J., was absent and did not participate.

S148174 F047277 Fifth Appellate District

Publication request denied (case closed).
Moreno, J., was absent and did not participate.

S148543 H029001 Sixth Appellate District

Depublication request denied (case closed).
Moreno, J., was absent and did not participate.

POTTER (JOHN K.) ON H.C.**WILLIAMSON (STEPHEN R.)
ON H.C.****L. (J.) v. S.C. (KINGS COUNTY
HUMAN SERVICES)****R. (ADRIAN), IN RE****MCKELL (LINDA) v.
WASHINGTON MUTUAL****HUENE (DONALD R.) v.
GUARANTEE FINANCIAL
REAL ESTATE COMPANY****PEOPLE v. LAIWALA
(SADRUDIN)**

S148678 A107538/A108292 First Appellate District, Div. 2

**NOVARTIS VACCINES &
DIAGNOSTICS, INC. v. STOP
HUNTINGDON ANIMAL
CRUELTY USA, INC.**

Depublication request denied (case closed).
Moreno, J., was absent and did not participate.

S056391
(BOB

**PEOPLE v. WILLIAMS, JR.
RUSSELL)**

Time extended to consider modification or rehearing to March 28, 2007.

S048440

**PEOPLE v. LIGHTSEY
CHRISTOPHER CHARLES)**

Extension of time granted. On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to March 12, 2007.

S064306

**PEOPLE v. FAMALARO (JOHN
JOSEPH)**

Extension of time granted to March 13, 2007, to file respondent's brief. Extension is granted based upon Deputy Attorney General Marilyn L. George's representation that she anticipates filing that brief by March 13, 2007. After that date, no further extension is contemplated.

S072316

**PEOPLE v. GONZALES
(VERONICA UTILIA)**

Extension of time granted. On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to March 13, 2007.

S080840

PEOPLE v. ROGERS (GLEN)

Extension of time granted to March 20, 2007, to file appellant's opening brief. After that date, only one further extension totaling about 15 additional days will be granted. Extension is granted based upon Deputy State Public Defender William Hassler's representation that he anticipates filing that brief by April 3, 2007.

S089619**PEOPLE v. ALVAREZ
(FRANCISCO JAY)**

Extension of time granted to March 13, 2007, to file appellant's opening brief.

S091898**PEOPLE v. RUBIO (GILBERT
RAUL)**

Extension of time granted. On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to April 2, 2007.

S093456**PEOPLE v. THOMAS (ALEX
DALE)**

Extension of time granted. On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to March 9, 2007.

S139133 A107711 First Appellate District, Div. 4**MIKLOSY (LES G.) v. U.C.
REGENTS OF CALIFORNIA)**

Extension of time granted. On application of respondents and good cause appearing, it is ordered that the time to serve and file answers to amicus curiae briefs is extended to February 14, 2007.

S142209 B172737/B172817 Second Appellate District, Div. 3 **PROSPECT MEDICAL GROUP,
INC. v. NORTHRIDGE
EMERGENCY MEDICAL
GROUP**

Extension of time granted to February 28, 2007, for respondent, Northridge Emergency Medical Group et al., to file one consolidated answer to amicus curiae briefs.

S144753**FASHION VALLEY MALL, LLC.
v. NATIONAL LABOR
RELATIONS BOARD**

Extension of time granted. On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to February 17, 2007. No further extensions of time are contemplated.

S145458 C048825 Third Appellate District

PEOPLE v. CHANCE (KENNETH WAYNE)

Extension of time granted to January 15, 2007, to file respondents opening brief on the merits.

S149028 B187431 Second Appellate District, Div. 8

**ALZUBI (AHMED) v.
AMERICAN ISLAMIC
INSTITUTE OF ANTELOPE
VALLEY**

The application of Guidance Charter School for an extension of time to file its answer to the petition for review is denied.

S095076

**PEOPLE v. PENUNURI
(RICHARD)**

Counsel appointment order filed. Upon request of appellant for appointment of counsel, Stephen M. Lathrop is hereby appointed to represent appellant Richard Penunuri for the direct appeal in the above automatic appeal now pending in this court.

Moreno, J., was absent and did not participate.

S106489

**PEOPLE v. WEATHERTON
(FRED LEWIS)**

Counsel appointment order filed. Upon request of appellant for appointment of counsel, Michael R. Snedeker is hereby appointed to represent appellant Fred Lewis Weatherton for the direct appeal in the above automatic appeal now pending in this court.

S146207 A111007 First Appellate District, Div. 4

PEOPLE v. JOHNSON (ITHIEL)

Counsel appointment order filed. Upon request of appellant for appointment of counsel, Gail Harper is hereby appointed to represent appellant on the appeal now pending in this court.

S078664

PEOPLE v. AVILA (JOSEPH)

Motion denied. Respondent's "Motion to Strike Charts Included in Appellant's Opening Brief," filed on November 14, 2006, is denied.

Moreno, J., was absent and did not participate.

S132789**ALLEGRINO ON DISCIPLINE**

Order filed. Due to an oversight by the State Bar, the order filed on January 5, 2007, is corrected nunc pro tunc to reflect the correct name of the respondent as ANTHONY JOSEPH ALLEGRINO II. All other terms and conditions remain the same. Moreno, J., was absent and did not participate.

S134962**HART (JOSEPH WILLIAM) ON
H.C.**

Motion to file document under seal denied. Petitioner's "Motion for Leave to File Declaration of Counsel Under Seal," filed September 27, 2006, is denied. (See Cal. Rules of Court, rules 2.550, 8.160 [former rules 243.1, 12.5].) The Clerk is directed to return petitioner's Exhibit 128 to counsel for petitioner. (See Cal. Rules of Court, rule 2.551(b)(6) [former rule 243.2(b)(6)] [upon denial of a motion to seal, "the clerk must return the lodged record to the submitting party and must not place it in the case file unless that party notifies the clerk in writing within 10 days after the order denying the motion . . . that the record is to be filed"].) If, upon notification by petitioner, the declaration, or a substitute, eventually is served and filed, respondent will be given an opportunity to file a supplemental informal response addressing that declaration. Moreno, J., was absent and did not participate.

S146979

A112003 First Appellate District, Div. 3

**BRODIE (STAN) v. W.C.A.B. &
CONTRA COSTA FIRE
PROTECTION DISTRICT**

Order filed. The motion for calendar preference (Cal. Rules of Court, rule 8.240) in *Brodie v. Workers' Compensation Appeals Board*, S146979, filed by petitioner Stan Brodie and respondents Workers' Compensation Appeals Board and the Contra Costa Fire Protection District, is granted. Oral argument in one or both of Brodie and the related matter *Welcher v. Workers' Compensation Appeals Board*, S147030, will be scheduled as soon as is consistent with (1) attention to matters entitled to greater preference by law and (2) application of those provisions of the Internal Operating Practices and Procedures of the California Supreme Court that may necessarily affect scheduling of the case for oral argument (see Supreme Ct. Internal Operating Practices & Procedures, sections V, VI). Moreno, J., was absent and did not participate.

S147030 C051263/C051409/C051790/C051894 Third Appellate District

**WELCHER (KENNETH DEE) v.
W.C.A.B. (HAT CREEK
CONSTRUCTION, INC.)**

Order filed. The motion for calendar preference (Cal. Rules of Court, rule 8.240) in *Welcher v. Workers' Compensation Appeals Board*, S147030, filed by respondent Workers' Compensation Appeals Board, is granted. Oral argument in one or both of *Welcher* and the related matter *Brodie v. Workers' Compensation Appeals Board*, S146979, will be scheduled as soon as is consistent with (1) attention to matters entitled to greater preference by law and (2) application of those provisions of the Internal Operating Practices and Procedures of the California Supreme Court that may necessarily affect scheduling of the case for oral argument (see Supreme Ct. Internal Operating Practices & Procedures, §§ V, VI).

Moreno, J., was absent and did not participate.

S140612

PEOPLE v. GOMEZ (ALFONSO)

On application of appellant for permission to file reply brief on the merits containing 5191 words, that exceeds the 4200-word limit prescribed by California Rules of Court rule 8.520(c) by 991 words is hereby granted.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS**

Pursuant to the written Motion of the Committee of Bar Examiners, the order of this court filed December 21, 2006, which included the names of applicants who have fulfilled the requirements for admission to the practice of law in the State of California, is hereby amended to strike the name of Joe Geoffrey Wood.

